

WORKMAN NYDEGGER

A PROFESSIONAL CORPORATION
ATTORNEYS AND COUNSELORS
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
(801) 533-9800
FAX (801) 328-1707

RECEIVED
CENTRAL FAX CENTER

JUN 17 2005

JUNE 17, 2005

Please deliver the following pages to:

UNITED STATES PATENT AND TRADEMARK OFFICE
ATTN: EXAMINER - GLENN E. RICHMAN

Fax No.: (703) 872-9306

Total Number of Pages
(including cover letter):

5

From: Charmaine Humphreys for DAVID B. DELLENBACH

Docket: 13914.380.1.1.1

PRIVILEGED AND CONFIDENTIAL

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL (801) 533-9800
AS SOON AS POSSIBLE

FAX OPERATOR: _____	TIME SENT _____	A.M./P.M. _____	CONFIRMED _____	A.M./P.M. _____
UNABLE TO SEND: _____	Incorrect telephone number _____	UNABLE TO CONFIRM: _____	No telephone number _____	
	No answer _____		After hours _____	
			No answer _____	

FAX NO. 18013281707 RECEIVED P. 02

707 RECEIVED P. 00
CENTRAL FAX CENTER

JUN 17 2005

FILED VIA FACSIMILE (703) 872-9306

PATENT APPLICATION
Docket: 13914.380.1.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Dalcourt, et al.

Serial No.:

10/083,453

Art Unit

3764

Filed:

February 26, 2002

Confirmation No.:

8307

For:

FOLD-OUT TREADMILL

Examiner:

Glenn E. Richman

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following documents are being filed with the U.S. Patent and Trademark Office via facsimile to Attn: Examiner, Glenn E. Richman, U.S. Patent and Trademark Office, facsimile number: (703) 872-9306 this 17 day of June, 2005:

- Transmittal for Response to Restriction Requirement (1 page)
- Response to Restriction Requirement (2 pages)

Respectfully submitted,

Chumfney

Charmaine Humphreys, Assistant to

David B. Dellenbach

Attorney for Applicants

Registration No. 39,166

Customer No. 022913

Telephone No. (801) 533-9800

CH0000000862V001

RICK D. NYDEGGER
 BRIAN R. LORIMER
 THOMAS R. VUKENICH
 LARRY R. LAYDALE
 JONATHAN W. RUTLAND
 DAVID R. WRIGHT
 JOHN C. SIKINGHAM
 JOHN M. GUYNN
 CHARLES L. ROBERTS
 DIANA L. TANGREN
 ERIC L. MARSHALL
 CHARLES J. VAVRKA
 ROBIN L. PHILLIPS
 RICHARD C. GILMORE
 STEPHEN A. BRENNAN
 R. BERNARD LINTON
 DAVID R. TOWN
 DAVID B. DELLENBACH
 L. DAVID GIBLIN
 ADRIAN J. LEE
 FRANK D. RYAN
 CARL T. RILEY

WORKMAN | NYDEGGER

INTELLECTUAL PROPERTY ATTORNEYS

1000 EAGLE GATE TOWER
 60 EAST SOUTH TEMPLE
 SALT LAKE CITY, UTAH 84111
 TELEPHONE: (801) 533-9800
 FAX: (801) 328-1707
 WEBSITE: HTTP://WWW.WNLAW.COM

FILED VIA FACSIMILE (703) 872-9306

PATENT APPLICATION
 Docket: 13914.380.1.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Dalebout, et al.

Serial No.:

10/083,453

)
)
)
)
) Art Unit
) 3764

Filed:

February 26, 2002

Confirmation No.:

8307

For:

FOLD-OUT TREADMILL

Examiner:

Glenn E. Richman



R. PARRISH FREEMAN, JR.
 PETER J. MALEN, JR.
 L. RUX STARS, Ph.D.
 WILLIAM R. RICHTER
 ERIC M. KAMERATH
 ROBERT E. AYCOCK
 JENS C. JENKINS
 MICHAEL B. DODD
 KEVIN W. STINGER
 WILLIAM J. ARIAY
 RYAN D. BENSON
 SARAH D. JONES
 TIGER KILLER
 JANNA L. JENSEN
 MATTHEW D. TOWN
 J. LAMAR OLDSHAM
 MICHAEL J. FREDERICK
 JUSTIN L. KRUEA
 BRETT A. HANSEN
 BRETT I. JOHNSON
 MATTHEW A. BARRON
 WILHELM C. RUMANTER
 ANDREW S. HANSEN
 CRAIG F. NYDEGGER
 JOSEPH C. FIA
 CLINTON E. DUNK
 RYAN N. PARK
 JAMES B. DELSH
 KIRK R. HARRIS
 KELLY SCHINDLER
 MICHAEL M. BALLARD
 DAVID A. JONES
 SHANE K. JENSEN
 JONATHAN M. BENNIS, Ph.D.

VERONIK R. RYAN
 OF COUNSEL

TRANSMITTAL FOR RESPONSE TO RESTRICTION REQUIREMENT

Via Facsimile
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450

Sir:


Transmitted herewith for filing is a Response to Restriction Requirement.

☒ A Certificate of Facsimile Transmission☒ The Commission is hereby authorized to charge payment of any additional fees or credit any overpayment to Deposit Account No. 23-3178.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 17 day of June, 2005.

Respectfully submitted,


 David B. Dellenbach
 Attorney for Applicants
 Registration No. 39,166
 Customer No. 022913
 Telephone No. (801) 533-9800

DBD/cdh
 CIT0000000859V001

* Admitted only in California
 * Admitted only in Virginia

JUN 17 2005

FILED VIA FACSIMILE (703) 872-9306

PATENT APPLICATION

Docket: 13914.380.1.1:1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Dalcourt, et al.

Serial No.:

10/083,453

Filed:

February 26, 2002

Confirmation No.:

8307

For:

FOLD-OUT TREADMILL

Examiner:

Glenn E. Richman

)
)
)
)
) Art Unit
) 3764
)
)
)
)
)
)RESPONSE TO RESTRICTION REQUIREMENT

Via Facsimile
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the restriction requirement imposed on May 17, 2005, the applicant hereby elects to proceed with the Group II Claims, claims 20-24, 26-39. The Group I Claims, claims 1-7, 9-19 are hereby withdrawn from consideration without prejudice to the further prosecution of these claims at a later date. The applicant also elects the disclosed species of figures 9-11. The Group II Claims, claims 20-24, 26-39 which are elected herein are readable on the species of figures 9-11. Should the examiner have any additional questions or concerns, the examiner is invited to contact the undersigned by telephone.

Dated this 17 day of June, 2005.

Very truly yours,



David B. Dellenbach
Attorney for Applicants
Registration No. 39,166
Customer No. 022913
Telephone No. (801) 533-9800

DBD/cdh
CH0000000860V001